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Attorneys for Defendant  
**APPLICA CONSUMER PRODUCTS, INC.**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to FRCP 41(a)(1). Each party is to bear its own costs and fees.

Dated: Nov. 29, 2010

LAW OFFICES OF KENNETH  
TURNER

By: /s/ Kenneth Turner  
**KENNETH TURNER**  
Attorneys for Plaintiff  
**FIRE INSURANCE EXCHANGE**



**STIPULATION FOR DISMISSAL [FRCP 41]**

1 Dated: Nov. 29, 2010

2 WILSON, ELSER, MOSKOWITZ,  
3 EDELMAN & DICKER LLP

4 By: /s/ Mark L. Cokee  
5 DONALD P. EICHHORN  
6 MARK L. COKEE  
7 Attorneys for Defendant  
8 APPLICA CONSUMER PRODUCTS,  
9 INC.

10 APPROVED AND SO ORDERED.

11 Dated:

12 UNITED STATES DISTRICT JUDGE